IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT

CHARLOTTE COUNTY, FLORIDA PROBATE ACTION

IN RE: THE ESTATE OF

Case. No.:

,

Deceased.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_/

**ORDER OF REFERRAL TO GENERAL MAGISTRATE AND NOTICE OF HEARING**

THIS CAUSE is referred to **General Magistrate, Robert F. Koch,** Probate Division, Twentieth Judicial Circuit, for further proceedings pursuant to Rule 5.095 of the *Florida Probate Rules* and current administrative orders of the Court on the following issues:

**[FILL IN SPECIFIC MOTION(S)/MATTER(S) BEING HEARING]**

and any other matter related thereto.

**HEARING PLACE AND TIME**

The hearing before the General Magistrate on these issues shall be held on:

**[DATE]** at **[TIME]** at the Charlotte County Justice Center, 350 E. Marion Avenue, Punta Gorda, Florida 33950. **[LENGTH OF HEARING]** have been reserved for this hearing. Refer to the information monitor screen in the lobby to find out in which courtroom the hearing will be conducted.

**THIS IS AN IN PERSON PROCEEDING.**

The General Magistrate is authorized to administer oaths and conduct hearings, as may be deemed necessary, which may include the taking of evidence. As soon as practicable, the General Magistrate shall file a Report and Recommendation, that contains findings of fact, conclusions of law, and the name of the court reporter if any.

If required by the General Magistrate, the attorneys shall prepare the Recommended Order of General Magistrate. Failure to submit said Recommended Order of General Magistrate in a timely manner may result in sanctions being imposed by the presiding Circuit Court Judge.

EXCEPT FOR MATTERS INVOLVING REVIEW OF GUARDIANSHIP INVENTORIES, ACCOUNTINGS AND PLANS, A REFERRAL TO A MAGISTRATE REQUIRES THE CONSENT OF ALL PARTIES. YOU ARE ENTITLED TO HAVE THIS MATTER HEARD BY A JUDGE. AN OBJECTION TO THE REFERRAL TO THE MAGISTRATE MUST BE MADE BEFORE THE HEARING.

**REVIEW OF THE REPORT AND RECOMMENDATION MADE BY THE MAGISTRATE SHALL BE BY EXCEPTIONS AS PROVIDED IN RULE 5.095(h), *FLORIDA PROBATE RULES.* A RECORD WILL BE REQUIRED TO SUPPORT EXCEPTIONS OR YOUR EXCEPTIONS WILL BE DENIED. YOU ARE ADVISED THAT IN THIS CIRCUIT ELECTRONIC RECORD IS PROVIDED BY THE COURT FOR PROBATE PROCEEDINGS. A PARTY MAY PROVIDE A COURT REPORTER AT THAT PARTY’S EXPENSE. A RECORD ORGINDARILY INCLUDES A WRITTEN TRANSCRIPT OF ALL RELEVANT PROCEEDINGS. THE PERSON SEEKING REVIEW MUST HAVE THE TRANSCRIPT PREPARED FOR THE COURT’S REVIEW AND MUST FILE THE TRANSCRIPT WITHIN THE TIME PERIOD TO BE PROVIDED BY THE COURT, OR YOUR EXCEPTIONS WILL BE DENIED.**

DONE AND ORDERED in Chambers at Punta Gorda, Charlotte County, Florida.

Service List:

[**John Doe, Esq. <johndoe@court.com.**

**Jane Smith**

**123 Elm Street**

**Anywhere, FL 12345**]

Proper dress is required. Shorts, tank or halter tops, undershirts, and individuals wearing caps or hats are forbidden. The judges have the authority to ban persons not appropriately dressed from participating in the proceedings.

**AMERICANS WITH DISABILITIES ACT**

**If you are a person with a disability who needs any accommodation in order to participate in this proceeding you are entitled, at no cost to you, to the provisions of certain assistance. Please contact Jon Embury, Administrative Services Manager, whose office is located at 350 E. Marion Avenue, Punta Gorda, Florida 33950, and whose telephone number is (941) 637-2112, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.**

**[PLEASE REMOVE ANY RED DIRECTIVES BEFORE SUBMITTING**

**AND REVIEW FORMATTING TO FIX ANY ODD, NATURAL PAGE BREAKS BY ADDING OR REMOVING ANY UNECESSARY SPACES OR HARD RETURNS.]**